

1 E. MARTIN ESTRADA
United States Attorney
2 MACK E. JENKINS
Assistant United States Attorney
3 Chief, Criminal Division
ALEXANDER H. TRAN (Cal. Bar No. 338940)
4 Assistant United States Attorney
General Crimes Section
5 1200 United States Courthouse
312 North Spring Street
6 Los Angeles, California 90012
Telephone: (213) 894-0758
7 Facsimile: (213) 894-0141
E-mail: alexander.tran@usdoj.gov

8 Attorneys for Plaintiff
9 UNITED STATES OF AMERICA

10 UNITED STATES DISTRICT COURT

11 FOR THE CENTRAL DISTRICT OF CALIFORNIA

12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 v.

15 TREVOR HURD,
aka "C-Mac,"

16 Defendant.
17

No. 2:23-cr-00488-DSF

STIPULATION REGARDING REQUEST FOR
(1) CONTINUANCE OF TRIAL DATE AND
(2) FINDINGS OF EXCLUDABLE TIME
PERIODS PURSUANT TO SPEEDY TRIAL
ACT

CURRENT TRIAL DATE: 01-30-24
PROPOSED TRIAL DATE: 04-30-24

18
19 Plaintiff United States of America, by and through its counsel
20 of record, the United States Attorney for the Central District of
21 California and Assistant United States Attorney Alexander H. Tran,
22 and defendant Trevor Hurd ("defendant"), both individually and by and
23 through his counsel of record, Deion A. Benjamin, hereby stipulate as
24 follows:

25 1. The Indictment in this case was filed on October 4, 2023.
26 Defendant first appeared before a judicial officer of the court in
27 which the charges in this case were pending on December 5, 2023. The
28

1 Speedy Trial Act, 18 U.S.C. § 3161, originally required that the
2 trial commence on or before February 13, 2024.

3 2. On December 5, 2023, the Court set a trial date of January
4 30, 2024 and a status conference date of December 11, 2023.

5 3. Defendant is detained pending trial. The parties estimate
6 that the trial in this matter will last approximately 2-3 days.

7 4. By this stipulation, defendant moves to continue the trial
8 date to April 30, 2024. This is the first request for a continuance.

9 5. Defendant requests the continuance based upon the following
10 facts, which the parties believe demonstrate good cause to support
11 the appropriate findings under the Speedy Trial Act:

12 a. Defendant is charged with a violation of 18 U.S.C. §
13 922(g)(1): Felon in Possession of Ammunition. The government has
14 produced discovery to the defense, including 212 pages of law
15 enforcement reports, photographs, criminal history records, and audio
16 and video recordings.

17 b. Defense counsel represents that he is presently
18 scheduled to be in the following jury trials: (1) People v. Taj
19 Condoll (Case# BA503065 CCB Courthouse), trial date in January 2024;
20 (2) People v. Bryan Rachal (Case# BA492783 CCB Courthouse), trial
21 date in March 2024; (3) People v. Makelle Womack (Case# BA501735 CCB
22 Courthouse), trial date in March 2024; and (4) People v. Reginald
23 Hardin (Case# BA492895-03 CCB Courthouse), trial date in April 2024.
24 Accordingly, defense counsel represents that he will not have the
25 time that he believes is necessary to prepare to try this case on the
26 current trial date.

27 c. In light of the foregoing, counsel for defendant also
28 represents that additional time is necessary to confer with

1 defendant, conduct and complete an independent investigation of the
2 case, conduct and complete additional legal research including for
3 potential pre-trial motions, review the discovery and potential
4 evidence in the case, and prepare for trial in the event that a
5 pretrial resolution does not occur. Defense counsel represents that
6 failure to grant the continuance would deny him reasonable time
7 necessary for effective preparation, taking into account the exercise
8 of due diligence.

9 d. Defendant believes that failure to grant the
10 continuance will deny him continuity of counsel and adequate
11 representation.

12 e. The government does not object to the continuance.

13 f. The requested continuance is not based on congestion
14 of the Court's calendar, lack of diligent preparation on the part of
15 the attorney for the government or the defense, or failure on the
16 part of the attorney for the Government to obtain available
17 witnesses.

18 6. For purposes of computing the date under the Speedy Trial
19 Act by which defendant's trial must commence, the parties agree that
20 the time period of the date of the corresponding Order to April 30,
21 2024, inclusive, should be excluded pursuant to 18 U.S.C.

22 §§ 3161(h)(7)(A), (h)(7)(B)(i), and (h)(7)(B)(iv) because the delay
23 results from a continuance granted by the Court at defendant's
24 request, without government objection, on the basis of the Court's
25 finding that: (i) the ends of justice served by the continuance
26 outweigh the best interest of the public and defendant in a speedy
27 trial; (ii) failure to grant the continuance would be likely to make
28 a continuation of the proceeding impossible, or result in a

1 miscarriage of justice; and (iii) failure to grant the continuance
2 would unreasonably deny defendant continuity of counsel and would
3 deny defense counsel the reasonable time necessary for effective
4 preparation, taking into account the exercise of due diligence.

5 7. Nothing in this stipulation shall preclude a finding that
6 other provisions of the Speedy Trial Act dictate that additional time
7 periods be excluded from the period within which trial must commence.
8 Moreover, the same provisions and/or other provisions of the Speedy
9 Trial Act may in the future authorize the exclusion of additional
10 time periods from the period within which trial must commence.

11 IT IS SO STIPULATED.

12 Dated: 12/13/2023

Respectfully submitted,

13 E. MARTIN ESTRADA
14 United States Attorney

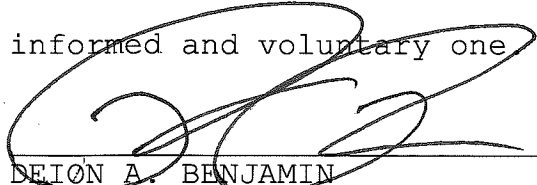
15 MACK E. JENKINS
16 Assistant United States Attorney
Chief, Criminal Division

17 *Alexander H. Tran*

18 ALEXANDER H. TRAN
Assistant United States Attorney

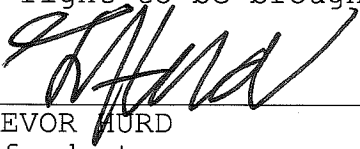
19 Attorneys for Plaintiff
20 UNITED STATES OF AMERICA
21
22
23
24
25
26
27
28

1 I am TREVOR HURD's attorney. I have carefully discussed every
2 part of this stipulation and the continuance of the trial date with
3 my client. I have fully informed my client of his Speedy Trial
4 rights. To my knowledge, my client understands those rights and
5 agrees to waive them. I believe that my client's decision to give up
6 the right to be brought to trial earlier than April 30, 2024 is an
7 informed and voluntary one

8 
9 DEION A. BENJAMIN
10 Attorney for Defendant
TREVOR HURD

12-13-23
Date

11
12 I have read this stipulation and have carefully discussed it
13 with my attorney. I understand my Speedy Trial rights. I
14 voluntarily agree to the continuance of the trial date, and give up
15 my right to be brought to trial earlier than April 30, 2024.

16 
17 TREVOR HURD
18 Defendant

12-13-23
Date